

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of Budget Towing, Inc.

**PREHEARING ORDER AND  
ORDER FOR HEARING**

A prehearing conference was held on July 30, 2007, at 11:00 a.m. by telephone conference among the undersigned Administrative Law Judge and Assistant Attorney General Julie A. Leppink, 900 Bremer Tower, 445 Minnesota Street, St. Paul, MN 55101-2127, on behalf of the Department of Labor & Industry; and attorney Patrick M Connor, Dudley & Smith, P.A., 101 East Fifth Street, Suite 2602, St. Paul, MN 55101-1896, on behalf of Budget Towing, Inc.

Based upon discussions with counsel during the prehearing conference, **IT IS HEREBY ORDERED** as follows:

1. Discovery shall be completed and non-dispositive motions shall be served and filed by October 15, 2007.
2. Official notice of judicially cognizable facts and other agency facts under Minn. Stat. § 14.60 subd. 4 shall be made by October 15, 2007.
3. Counsel shall simultaneously exchange and file proposed exhibit and witness lists by November 5, 2007. The witness lists shall include a brief summary of the expected testimony of each witness.
4. Counsel shall notify the Administrative Law Judge by November 5, 2007, whether they will require the services of a court reporter at the hearing. Otherwise, the hearing will be digitally recorded.
5. Dispositive and pre-hearing motions shall be served and filed by November 30, 2007.
6. Reply's to dispositive and pre-hearing motions shall be served and filed by December 7, 2007.
7. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits.
8. The parties shall appear at the hearing with at least three copies of each exhibit they plan to offer into evidence. Exhibits shall be pre-marked using Arabic numbers without designation of the party offering the exhibit.

9. The contested case hearing shall be held on January 8, 2008, commencing at 9:30 a.m. at the Office of Administrative Hearings, 600 North Robert Street, St. Paul, Minnesota 55146.

Dated: July 31, 2007

s/M. Kevin Snell  
M. KEVIN SNELL  
Administrative Law Judge